

12-31 -01

EXPRESS MAIL CERTIFICATE EL 838 250 968 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: SCHMIDT, Michael

Group Art Unit:

Serial No.

Examiner:

Filed: Herein

Atty. Dkt. No: D4558-US

For: DIGITAL FM RADIO SYSTEM

To: Commissioner of Patents  
Box Application and Fee  
Washington, D.C. 20231

Fm:



24222

PATENT TRADEMARK OFFICE

CERTIFICATE OF MAILING 37 CFR 1.10: I certify that this correspondence is being deposited on the below date with the U.S. Postal Service with sufficient postage as EXPRESS MAIL POST OFFICE TO ADDRESSEE addressed to: Assistant Commissioner of Patents, Washington, DC 20231.

Date: 12-21-01 [X] Andrew P. Cernota [ ] Vernon C. Maine, Reg. No. 37,389 or [ ] Scott J. Asmus, Reg. No. 42,269

Dear Honorable Commissioner:

LETTER OF TRANSMITTAL

Submitted herewith is a application for United States patent consisting of 1 pages Patent Application Bibliographic Data Sheet, 26 pages of cover sheet, specification and claims, 7 sheets of drawings, 1 pages of declaration and power of attorney, --- sheets of form 1619 recordation form cover, --- page assignment, 2 page information disclosure statement, 1 pages form 1449, and 19 specimens of prior art.

- [ ] (37 CFR 1.9(f) & 1.27(c)) Small Entity status applies.  
[X] (35 U.S.C. 122(b)(2)(B)(i)) PTO form PTO/SB/35 re: Publication enclosed  
[ ] PCT application being filed concurrently

This application claims priority to US Application Serial Number 60/257,498 filed on 12/21/2000.

The invention was not made by an agency of the United States Government nor under a contract with an agency of the United States Government.

12/21/01



1044 U.S. PTO

10/032235



12/21/01

1044 U.S. PTO

[illegible]

<input checked="" type="checkbox"/>	37CFR1.16(a) Basic filing fee - Utility	\$ 740.00
<input type="checkbox"/>	37CFR1.16(b) Independent claims in excess of three - ____x \$84.00 ea.	
<input type="checkbox"/>	37CFR1.16(c) Claims in excess of twenty - ____x \$18.00 ea.	
<input type="checkbox"/>	37CFR1.21(h) Recordation of Assignment	\$ _____
	<b>TOTAL DUE:</b>	<b>\$740.00</b>

Respectfully submitted,



Tel. No. (603) 886-6100, Fax. No. (603) 886-4796

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**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

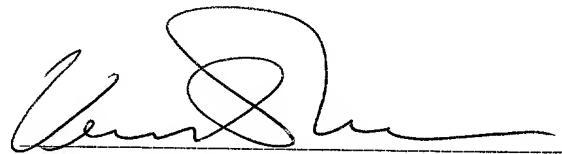
First Named Inventor	SCHMIDT, Michael
Title	DIGITAL FM RADIO SYSTEM
Atty Docket Number	D4558-US

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

21 December 2001

Date



Signature  
VERNON C. MAINE # 37,589  
Scott J. Asmus, Reg. No. 42,269

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

Be it known that, Michael Schmidt, a citizen of the United States having a residence address at 121 North Pepperell Road, Hollis, NH, 03049 has invented a new and useful method and apparatus, a DIGITAL FM RADIO SYSTEM, for which the following is a specification.